

FILED
OCT -5 2022
U.S. BANKRUPTCY COURT
NORTHERN DISTRICT OF CALIFORNIA

VINH D. NGUYEN, In Pro Per
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Debtor In Pro Per

UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

In Re VINH NGUYEN,

Debtor,

Case No.: 22-50907

CHAPTER 13

MOTION FOR EXAMINATION
UNDER FRBP 2004
OF CREDITOR PAUL NGUYEN

HON. M. Elaine Hammond

The application of the Motion for Examination under FRBP 2004 respectfully represents:


1. Applicant VINH NGUYEN (hereinafter "Applicant") filed Chapter 13 bankruptcy on October 4, 2022.
2. Prior to the commencement of the bankruptcy, a dispute arose regarding Applicant and Mr. Paul Kim Phong Nguyen aka Paul Nguyen (hereinafter "Creditor Paul"). The dispute related to a \$215,000 promissory note ("Note") that Creditor Paul claimed he loaned to Applicant on behalf of his and his wife's trust called Nguyen-Ha Living Trust Dated 12/10/04 in 2011.
3. Pursuant to and to the extent allowed by Bankruptcy Rule 2004, Applicant seeks authority to issue the required discovery and conduct an examination of Creditor Paul

1 regarding the above-mentioned Note. Applicant further seeks authority to issue the
2 required discovery and conduct an examination of documents regarding the said Note.

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4 4. Based on the matters described, an order authorizing the discovery is proper under
5 Bankruptcy Rule 2004 because such discovery related to the acts, conduct, and dealings
6 of Creditor Paul, affects the administration of the Debtor's estate, and relates to the
7 Debtor's right to a discharge. Such an order would permit Applicant to obtain additional
8 information and documentation from Creditor Paul Nguyen regarding the matters
9 described.
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11 WHEREFORE, the Applicant requests that the court issue its order for the examination
12 of Mr. Paul Nguyen on **October 12, 2022, at 1:00 pm using Zoom procedure.**

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14 Dated: October 5, 2022

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18 VINH D. NGUYEN,
19 Debtor In Pro Per
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